

Express Label No: EV 298921580 US

PTO/SB/01 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**



Declaration
Submitted
With Initial
Filing

OR



Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number

P06057US00

First Named Inventor

NEIER, BENJAMIN R.

COMPLETE IF KNOWN

Application Number

Filing Date

Art Unit

Examiner Name

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MATERIAL SPREADER AND METHOD FOR USING SAME

(Title of the Invention)

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|--|---------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| | | | | Yes | No |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

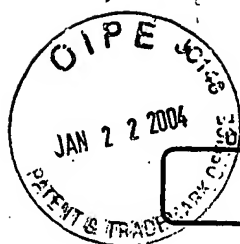
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DECLARATION — Utility or Design Patent Application

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| Name | | | | | |
| Address | | | | | |
| City | | State | | ZIP | |
| Country | | Telephone | | Fax | |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. | | | | | |
| NAME OF SOLE OR FIRST INVENTOR: | | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | |
| Given Name (first and middle [if any]) | | | Family Name or Surname | | |
| BENJAMIN R. | | | NEIER | | |
| Inventor's Signature | | | | | Date |
| <i>Benjamin R. Neier</i> | | | | | 9-16-03 |
| Residence: City | State | Country | Citizenship | | |
| DODGE CITY | KS | US | US | | |
| Mailing Address | | | | | |
| 1901 AVENUE P | | | | | |
| City | State | ZIP | Country | | |
| DODGE CITY | KS | 67801 | US | | |
| NAME OF SECOND INVENTOR: | | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | |
| Given Name (first and middle [if any]) | | | Family Name or Surname | | |
| RODNEY R. | | | NEIER | | |
| Inventor's Signature | | | | | Date |
| <i>Rodney R. Neier</i> | | | | | 9/16/03 |
| Residence: City | State | Country | Citizenship | | |
| DODGE CITY | KS | US | US | | |
| Mailing Address | | | | | |
| 1009 RAGAN ROAD | | | | | |
| City | State | ZIP | Country | | |
| DODGE CITY | KS | 67801 | US | | |
| <input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the 4 supplemental sheet(s) PTO/SB/02A or 02LR attached hereto. | | | | | |



DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet

Page 1 of 4

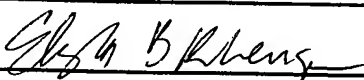
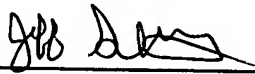

| | | | |
|--|----------|---|----------------|
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| GREGORY R. | | REIMER | |
| Inventor's Signature <i>Greg R Reimer</i> | | Date <i>9-16-03</i> | |
| Residence: City DODGE CITY | State KS | Country US | Citizenship US |
| Mailing Address 2805 CENTER | | | |
| Mailing Address | | | |
| City DODGE CITY | State KS | Zip 67801 | Country US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| DAVID J. | | BROUWER | |
| Inventor's Signature <i>David Brouwer</i> | | Date <i>9/25/03</i> | |
| Residence: City PRINSBURG | State MN | Country US | US Citizenship |
| Mailing Address 504 KANDIYOHI AVE | | | |
| Mailing Address | | | |
| City PRINSBURG | State MN | Zip 56281 | Country US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| LUKE D. | | PROUTY | |
| Inventor's Signature <i>Luke D Prouty</i> | | Date <i>9-26-03</i> | |
| Residence: City MONTEVIDEO | State MN | Country US | US Citizenship |
| Mailing Address ROUTE 5, BOX 70 | | | |
| Mailing Address | | | |
| City MONTEVIDEO | State MN | Zip 56265 | Country US |

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental SheetPage 2 of 4

| | | | |
|--|------------|---|-------|
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| ELIZABETH B. | | RHEINGANS | |
| Inventor's Signature  | | Date <u>9-19-03</u> | |
| Residence: City | CORRELL | State | MN |
| | | Country | US |
| Citizenship US | | | |
| Mailing Address RT 2, BOX 10 | | | |
| Mailing Address | | | |
| City | CORRELL | State | MN |
| | | Zip | 56227 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| JEFF A. | | SCHULTZ | |
| Inventor's Signature  | | Date | |
| Residence: City | MONTEVIDEO | State | MN |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 3041 60th AVE SW | | | |
| Mailing Address | | | |
| City | MONTEVIDEO | State | MN |
| | | Zip | 56265 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| JASON M. | | SCHWIDERSKI | |
| Inventor's Signature  | | Date <u>9/19/03</u> | |
| Residence: City | BENSON | State | MN |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 707 11TH STREET SOUTH | | | |
| Mailing Address | | | |
| City | BENSON | State | MN |
| | | Zip | 56215 |
| | | Country | US |

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental SheetPage 3 of 4

| | | | |
|---|------------|---|-------|
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| BARBARA M. | | SPRINGMAN | |
| Inventor's Signature <i>Barbara M. Springman</i> | | Date <i>09-26-03</i> | |
| Residence: City | NEW LONDON | State | MN |
| | | Country | US |
| Citizenship US | | | |
| Mailing Address 19474 65TH ST. NE | | | |
| Mailing Address | | | |
| City | NEW LONDON | State | MN |
| | | Zip | 56273 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| JEREMY J. | | WALTZ | |
| Inventor's Signature <i>Jeremy J. Waltz</i> | | Date <i>9-26-03</i> | |
| Residence: City | MONTEVIDEO | State | MN |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 410 NORTH 3RD STREET | | | |
| Mailing Address | | | |
| City | MONTEVIDEO | State | MN |
| | | Zip | 56265 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| DAVID J. | | GELHAR | |
| Inventor's Signature <i>David J. Gelhar</i> | | Date <i>9-26-03</i> | |
| Residence: City | DeGRAFF | State | MN |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 1180 40TH AVENUE SE | | | |
| Mailing Address | | | |
| City | DeGRAFF | State | MN |
| | | Zip | 56233 |
| | | Country | US |

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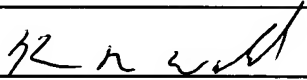


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DECLARATION**ADDITIONAL INVENTOR(S)**

Supplemental Sheet

Page 4 of 4

| | | | |
|--|------------|---|-------|
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| KEVIN R. | | WALD | |
| Inventor's Signature  | | Date 9-25-03 | |
| Residence: City | MONTEVIDEO | State | MN |
| | | Country | US |
| Citizenship US | | | |
| Mailing Address 117 BLACK OAK AVE. | | | |
| Mailing Address | | | |
| City | MONTEVIDEO | State | MN |
| | | Zip | 56265 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| TODD E. | | OSMAN | |
| Inventor's Signature  | | Date 9-19-03 | |
| Residence: City | MONTEVIDEO | State | MN |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 815 GROVE AVE. | | | |
| Mailing Address 815 GROVE AVE. | | | |
| City | MONTEVIDEO | State | MN |
| | | Zip | 56265 |
| | | Country | US |
| Name of Additional Joint Inventor, if any: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle (if any)) | | Family Name or Surname | |
| JAMES E. | | SHAHER | |
| Inventor's Signature  | | Date 9-16-03 | |
| Residence: City | DODGE CITY | State | KS |
| | | Country | US |
| US Citizenship | | | |
| Mailing Address 2018 CACTUS ROAD | | | |
| Mailing Address | | | |
| City | DODGE CITY | State | KS |
| | | Zip | 67801 |
| | | Country | US |

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| | |
|------------------------|--------------------|
| Application Number | |
| Filing Date | |
| First Named Inventor | NEIER, Benjamin R. |
| Group Art Unit | |
| Examiner Name | |
| Attorney Docket Number | P06057US00 |

I hereby appoint:

☒ Practitioners at Customer Number

22885

Place Customer
Number Bar Code
Label here

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
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Address

Address

City

State

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Country

Telephone

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I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

| | |
|-----------|--------------------------|
| Name | Benjamin R. Neier |
| Signature | <i>Benjamin R. Neier</i> |
| Date | 9-16-03 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 14 forms are submitted.



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| | |
|------------------------|--------------------|
| Application Number | |
| Filing Date | |
| First Named Inventor | NEIER, Benjamin R. |
| Group Art Unit | |
| Examiner Name | |
| Attorney Docket Number | P06057US00 |

I hereby appoint:

☒ Practitioners at Customer Number

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☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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Individual Name

Address

Address

City

State

Zip

Country

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Fax

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

Rodney R. Neier

Signature

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 14 forms are submitted.



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|------------------------|--------------------|
| Application Number | |
| Filing Date | |
| First Named Inventor | NEIER, Benjamin R. |
| Group Art Unit | |
| Examiner Name | |
| Attorney Docket Number | P06057US00 |

I hereby appoint:

☒ Practitioners at Customer Number
OR

☐ Practitioner(s) named below:

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State

Zip

Country

Telephone

Fax

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

Gregory R. Reimer

Signature

Date

9-16-03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 14 forms are submitted.



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POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

| | |
|------------------------|--------------------|
| Application Number | |
| Filing Date | |
| First Named Inventor | NEIER, Benjamin R. |
| Group Art Unit | |
| Examiner Name | |
| Attorney Docket Number | P06057US00 |

I hereby appoint:

☒ Practitioners at Customer Number

22885

Place Customer
Number Bar Code
Label here

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

David J. Brouwer

Signature

David J. Brouwer

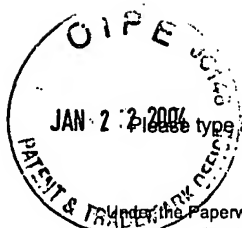
Date

9/25/03

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 14 forms are submitted.

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| Application Number | |
| Filing Date | |
| First Named Inventor | NEIER, Benjamin R. |
| Group Art Unit | |
| Examiner Name | |
| Attorney Docket Number | P06057US00 |

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☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Name

Luke D. Prouty

Signature

Luke D. Prouty

Date

9-26-03

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SIGNATURE of Applicant or Assignee of Record

Name Elizabeth B. Rheingans

Signature

Date

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SIGNATURE of Applicant or Assignee of Record

Name

Jeff A. Schultz

Signature

Date

09-26-03

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Name

Jason M. Schwiderski

Signature

Date

9/19/03

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Application Number

Filing Date

First Named Inventor

Group Art Unit

Examiner Name

Attorney Docket Number

NEIER, Benjamin R.

P06057US00

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SIGNATURE of Applicant or Assignee of Record

Name

Barbara M. Springman

Signature

Barbara M. Springman

Date

09-26-03

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| Examiner Name | |
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SIGNATURE of Applicant or Assignee of Record

Name

Jeremy J. Waltz

Signature

Date

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SIGNATURE of Applicant or Assignee of Record

Name

David J. Gelhar

Signature

Date

9-26-03

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SIGNATURE of Applicant or Assignee of Record

Name

Kevin R. Wald

Signature

Date

9/25/03

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| | Filing Date | |
| | First Named Inventor | NEIER, Benjamin R. |
| | Group Art Unit | |
| | Examiner Name | |
| | Attorney Docket Number | P06057US00 |

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|-----------|---|
| Name | Todd E. Osman |
| Signature |  |
| Date | 9-23-03 |

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Name

James E. Shafer

Signature

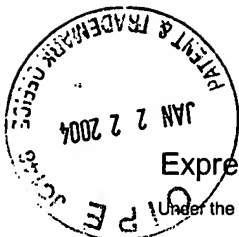
James E. Shafer

Date

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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

NEIER, Benjamin R.

Title

MATERIAL SPREADER AND METHOD FOR USING...

Attorney Docket Number

P06057US00

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9-16-03

Date

Benjamin R. Neier

Signature

620-225-1142

Telephone number

Benjamin R. Neier

Typed or printed name

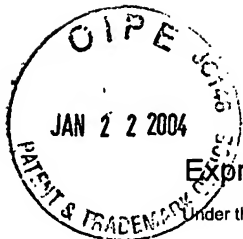
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Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**NONPUBLICATION REQUEST
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| First Named Inventor | | NEIER, Benjamin R. |
| Title | MATERIAL SPREADER AND METHOD FOR USING.... | |
| Attorney Docket Number | | P06057US00 |

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9/14/03
Date


Signature

620-225-1142
Telephone number

Rodney R. Neier
Typed or printed name

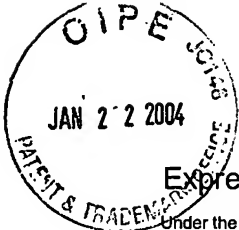
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Date

Signature

1142
620-225-9014

Telephone number

Gregory R. Reimer

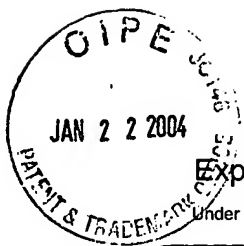
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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

NEIER, Benjamin R.

Title

MATERIAL SPREADER AND METHOD FOR USING....

Attorney Docket Number

P06057US00

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/19/03
Date

David Brouwer
Signature

1-320-269-3227

Telephone number

David J. Brouwer

Typed or printed name

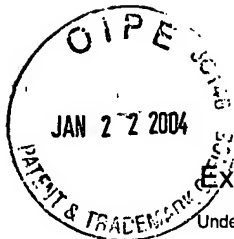
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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

| | | | |
|------------------------|--|--------------------|--|
| First Named Inventor | | NEIER, Benjamin R. | |
| Title | MATERIAL SPREADER AND METHOD FOR USING.... | | |
| Attorney Docket Number | | P06057US00 | |

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9/19/2003
Date

Luke D. Prouty
Signature

320-269-3227
Telephone number

Luke D. Prouty
Typed or printed name

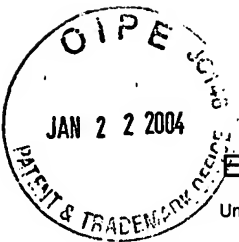
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35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

NEIER, Benjamin R.

Title

MATERIAL SPREADER AND METHOD FOR USING...

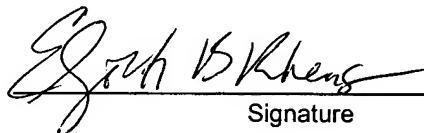
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P06057US00

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9/19/03
Date


Signature

320-269-3227

Telephone number

Elizabeth B. Rheingans

Typed or printed name

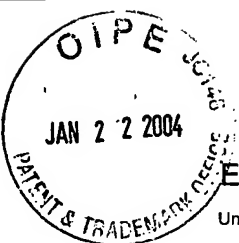
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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

NEIER, Benjamin R.

Title

MATERIAL SPREADER AND METHOD FOR USING...

Attorney Docket Number

P06057US00

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09-26-03

Date

Signature

320-269-3205

Telephone number

Jeff A. Schultz

Typed or printed name

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| | | | |
|---|------------------------|--|--------------------|
| NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i) | First Named Inventor | | NEIER, Benjamin R. |
| | Title | MATERIAL SPREADER AND METHOD FOR USING.... | |
| | Attorney Docket Number | | P06057US00 |

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9/19/03
Date

Signature

320-269-3227
Telephone number

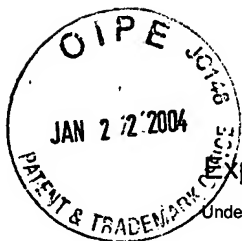
Jason M. Schwiderski
Typed or printed name

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| First Named Inventor | NEIER, Benjamin R. | | |
| Title | MATERIAL SPREADER AND METHOD FOR USING... | | |
| Attorney Docket Number | P06057US00 | | |

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09-26-03
Date

Barbara Springman
Signature

320-269-3227
Telephone number

Barbara M. Springman
Typed or printed name

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First Named Inventor

NEIER, Benjamin R.

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Attorney Docket Number

P06057US00

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Date



Signature

320-264-3227

Telephone number

Jeremy J. Waltz

Typed or printed name

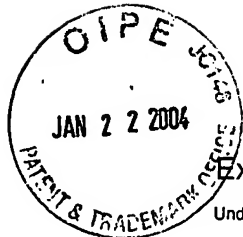
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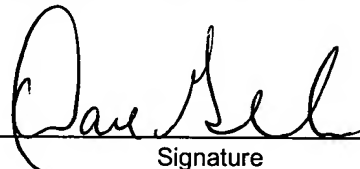
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|------------------------|--|--------------------|
| First Named Inventor | | NEIER, Benjamin R. |
| Title | MATERIAL SPREADER AND METHOD FOR USING.... | |
| Attorney Docket Number | | P06057US00 |

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9-26-03
Date


Signature

(320) 843-5102
Telephone number

David J. Gelhar
Typed or printed name

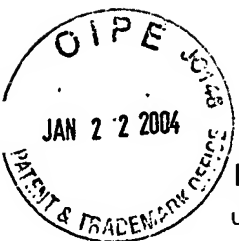
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Signature

Telephone number

Kevin R. Wald

Typed or printed name

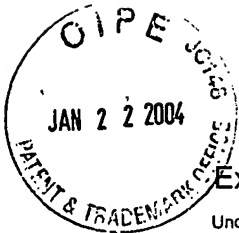
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NEIER, Benjamin R.

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Date

Signature

320-269-3227

Telephone number

Todd E. Osman

Typed or printed name

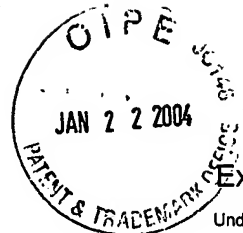
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Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

NEIER, Benjamin R.

Title

MATERIAL SPREADER AND METHOD FOR USING....

Attorney Docket Number

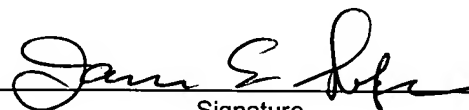
P06057US00

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9-16-03

Date



Signature

620 225 1142

Telephone number

James E. Shafer

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

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